

Tuesday, October 14, 2003

**STATEMENT OF PROCEEDINGS FOR THE
REGULAR MEETING OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B
OF THE KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

1:00 PM

Present: Supervisor Gloria Molina, Supervisor Zev Yaroslavsky, Supervisor Don Knabe, Supervisor Michael D. Antonovich and Chair Yvonne Brathwaite Burke

Invocation was led by Pastor Anthony McFarland, Abundant Harvest Christian Center, Altadena (5).

Pledge of Allegiance was led by Lenny Herrst, Judge Advocate, Gardena Chapter, Nisei Post No. 1961, Veterans of Foreign Wars of the United States (4).

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

Video Transcript Link for Entire Meeting (03-1075)

[Video Transcript](#)

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

NOTICES OF CLOSED SESSION

The Board met in Closed Session to discuss the following:

CS-1.CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles, et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)

CONTINUED ONE WEEK TO OCTOBER 21, 2003

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Common Consent

CS-2.CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Community Health Foundation of East Los Angeles v. County of Los Angeles Department of Health Services, U.S. Bankruptcy Court, Central District of California, Case No. LA 02-02017 BR

This lawsuit alleges breach of contract concerning payment for outpatient health care services. (03-2882)

TAKEN OFF CALENDAR

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Common Consent

CS-3.CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Wildlife WayStation v. County of Los Angeles; Los Angeles County Fire Department,
U.S. District Court Case No. 03-3491 FMC (Mcx)

This is a lawsuit against the County and the County Fire Department seeking damages and injunctive relief for alleged violation of civil rights. (03-2933)

**THE BOARD APPROVED SETTLEMENT OF THE ABOVE-REFERENCED CASE
CONTINGENT UPON THE EXECUTION BY THE PLAINTIFF OF A SETTLEMENT
AGREEMENT APPROVED AS TO FORM BY COUNTY COUNSEL.**

[See Final Action](#)

Absent: None

Vote: Unanimously carried

**NOTE: The authorized settlement agreement became final on
October 15, 2003 following its execution by all parties.**

CS-4.CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

County of Los Angeles, et al. v. Association for Los Angeles Deputy Sheriffs, et al.,
Los Angeles Superior Court Case No. BC 303322 (Transferred to Orange County
Superior Court)

**This is a lawsuit brought by the County against the Association for Los Angeles
Deputy Sheriffs for injunctive relief from strike activity by Deputy Sheriffs.
(03-2924)**

NO REPORTABLE ACTION WAS TAKEN

CS-5.CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

County of Los Angeles, et al. v. Kernview Oil Corporation, et al., Los Angeles Superior Court Case No. BC 272 310

This lawsuit seeks to enjoin oil operations within the Whittier Narrows Flood Control Basin and recover damages caused by interference with water conservation activities and County recreational uses. (03-2941)

TAKEN OFF CALENDAR

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Common Consent

CS-6.CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Deborah Miles, et al. v. County of Los Angeles, et al., U.S. District Court Case No. CV 02-03932 DT

This is a class action lawsuit in which plaintiffs contend that the County and the Superior Court have failed to provide physical access to County courthouses for persons with mobility and manual dexterity disabilities. (03-2943)

NO REPORTABLE ACTION WAS TAKEN

CS-7.PUBLIC EMPLOYMENT

(Government Code Section 54957)

Title: Independent Contractor/Special Counsel (03-2944)

NO REPORTABLE ACTION WAS TAKEN

CS-8.DEPARTMENT HEAD PERFORMANCE EVALUATIONS

(Government Code Section 54957)

Consideration of Department Head performance evaluations (03-2917)

NO REPORTABLE ACTION WAS TAKEN

SET MATTERS

1:00 p.m.

Presentation of plaque to the Honorable Carlos Jose Carrion Coronel, commemorating his appointment as Consul General of Nicaragua in Los Angeles, as arranged by the Chair.

Presentation of scroll to Christina M. Kelly, Executive Director of Lupus International, proclaiming October 2003 as "Lupus Awareness Month" throughout Los Angeles County, as arranged by Supervisor Knabe.

Presentation of scroll to Evelyn Gutierrez, Director, Workplace Programs, commending her on her many accomplishments and extending best wishes on her retirement, as arranged by Supervisors Antonovich and Molina.

Presentation of scrolls to Deputy Craig McClelland and Suzanne Newberry, RN, of the Los Angeles County Metropolitan Transportation Authority Mental Evaluation Team, commending them on their work in preventing a situation involving a mentally ill person from deteriorating into a violent tragedy, as arranged by Supervisor Antonovich.

Presentation of scrolls to the Pasadena Rose City Crystals congratulating them on winning first place in the youth division of the synchronized formation event at the Ice Skating Institute's World Recreational Championships held in Chicago this past August, as arranged by Supervisor Antonovich.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich. (03-2908)

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE COMMUNITY DEVELOPMENT COMMISSION
OF THE COUNTY OF LOS ANGELES**

TUESDAY, OCTOBER 14, 2003

1:00 P.M.

- 1-D.** Recommendation: Approve acceptance of up to \$99,900 in Independent Living Program funds from the Department of Children and Family Services, at no net County cost, to fund a Housing Specialist position for one year, to be jointly supervised by the Commission and Department of Children and Family Services; authorize the Executive Director to execute any and all documents necessary to

complete the transfer of funds and to incorporate the funds into the Commission's Fiscal Year 2003-04 approved budget; also authorize the Executive Director to execute amendment to the Memorandum of Understanding with the Department of Children and Family Services to incorporate the Housing Specialist position, effective upon execution by all parties. (Continued from meeting of 10-08-03 at the request of the Board) (Relates to Agenda No. 16) (03-2848)

REFERRED BACK TO THE COMMISSION

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Common Consent

2-D. Recommendation: Approve minutes of the meetings of the Community Development Commission for the month of August 2003. (03-2874)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

STATEMENT OF PROCEEDINGS FOR THE MEETING OF

THE HOUSING AUTHORITY

OF THE COUNTY OF LOS ANGELES

TUESDAY, OCTOBER 14, 2003

1:00 P.M.

1-H. Recommendation: Approve minutes of the meeting of the Housing Authority for the month of August 2003. (03-2875)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE REGIONAL PARK AND OPEN SPACE DISTRICT
OF THE COUNTY OF LOS ANGELES
TUESDAY, OCTOBER 14, 2003
1:00 P.M.**

1-P.Recommendation: Approve minutes of the meeting of the Regional Park and Open Space District for the month of August 2003. (03-2876)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

BOARD OF SUPERVISORS (Committee of Whole) 1 - 11

1.Recommendations for appointments and reappointments to Commissions/Committees/Special Districts (+ denotes reappointments):

Documents on file in Executive Office. (03-2923)

Supervisor Molina

Father Jack Kearney+, Narcotics and Dangerous Drugs Commission; also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

Supervisor Burke

Honorable Ronald K. Ikejiri+, Los Angeles County Citizens' Economy and Efficiency Commission

Honorable G. Thomas Thompson+, Los Angeles County Citizens' Economy and Efficiency Commission; also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

Supervisor Knabe

Mark J. Hantusch+, Personal Assistance Services Council (PASC)

David A. Herbst, Los Angeles Convention and Exhibition Center Authority Commission

Edward W. Long, Esq., Los Angeles County Commission on Aging

Elisa Nicholas, M.D., M.S.P.H.+, Los Angeles County Children's Planning Council

American Heart Association Western States Affiliate

Franklin D. Pratt, M.D., Emergency Medical Services Commission

Director, Department of Health Services

Peggy M. Uyeda, Narcotics and Dangerous Drugs Commission

Policy Roundtable for Child Care

Duane C. Dennis, Los Angeles County Children's Planning Council

APPROVED

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

2. Recommendation as submitted by Supervisor Burke: Instruct the Director of Planning to draft an ordinance, for the review by the Regional Planning Commission, which would limit the establishment or enlargement of outdoor advertising signs to M (Industrial) Zones, provided that a conditional use permit has first been obtained; also instruct the Director of Planning to study the feasibility of collecting an annual inspection fee to cover the costs of reinspecting legally existing outdoor advertising signs located in the unincorporated areas of Los Angeles County, and instruct staff to continue discussions with the representatives of the billboard industry and solicit their

input. (03-2932)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 3.Recommendation as submitted by Supervisor Burke: Proclaim October 13 through October 17, 2003 as "National Hepatitis Awareness Week," and commend the Hepatitis C Task Force members for working together to advocate for people at risk or facing the challenge of living with Hepatitis C. (03-2926)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 4.Recommendation as submitted by Supervisor Burke: Waive fees in amount of \$175, excluding the cost of liability insurance, for use of Burke Roche Point picnic area at Kenneth Hahn State Recreation Area for the Los Angeles Unified School District, Division of Special Education, Infant and Preschool Support Services' family day picnic, to be held October 25, 2003. (03-2918)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 5.Recommendation as submitted by Supervisor Yaroslavsky: Approve and authorize the Director of Parks and Recreation to negotiate and sign agreement with Global Branding Group to include the use of any materials salvaged from the Hollywood Bowl Rehabilitation Project, which would otherwise be disposed of, for use in the production of memorabilia components. (03-2931)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 6.Recommendation as submitted by Supervisor Yaroslavsky: Waive parking fees totaling \$6,800, excluding the cost of liability insurance, at the Music Center Garage for attendees of the Los Angeles County Emergency Medical Services Commission's public hearing to be held at the Kenneth Hahn Hall of Administration on November 13, 2003. (03-2930)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 7.Recommendation as submitted by Supervisor Knabe: Authorize the County of Los Angeles to join the Wildlife Corridor Conservation Authority (WCCA) as a full voting member, and instruct the Chair to execute a Joint of Powers Agreement on behalf of the County; appoint Jim Hartl, Director of Planning, as the County's representative on the WCCA's Governing Board,

and appoint Curt Pedersen, Senior Deputy Fourth Supervisorial District, as the County's alternate. (03-2928)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 8.Recommendation as submitted by Supervisor Knabe: Waive permit fees totaling \$2,250 and all gross receipts fees, excluding the cost of liability insurance, for use of County beaches by various schools for fundraising events being held between October 11, 2003 through the end of November 2003. (03-2939)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 9.Recommendation as submitted by Supervisor Antonovich: Waive fee in amount of \$1,100, excluding the cost of liability insurance, for use of the County's bandwagon for the Juvenile Diabetes Research Foundation's annual "Walk to Cure Diabetes," to be held October 26, 2003. (03-2921)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

10. Recommendation as submitted by Supervisor Antonovich: Waive the \$17 parking fee, excluding the cost of liability insurance, at the Music Center garage for attendees of the State Hearing on the Arts to be conducted by Senator Scott, in the Grand Hall of the Dorothy Chandler Pavilion on November 3, 2003. (03-2920)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

11. Recommendation: Approve minutes for the August 2003 meetings of the Board of Supervisors and Special Districts for which the Board is the governing body. (03-2877)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

ADMINISTRATIVE OFFICER (Committee of Whole) 12 - 13

12. Recommendation: Accept the following 2002 grant funds from the Department of Homeland Security's Federal Emergency Management Agency (FEMA); and approve appropriation adjustments totaling \$1,685,000 to recognize the additional grant funding in Fiscal Year 2003-04. Also consideration of a related joint recommendation with the Fire Chief: Acting as the governing body of the Consolidated Fire Protection District, accept transfer of \$114,000 in grant funds to the District for its role in establishing the Countywide Community Emergency Response Teams (CERT) program and serving as the CERT Coordinator; and approve appropriation

adjustment in amount of \$114,000 to recognize the additional grant funding in Fiscal Year 2003-04: **4-VOTES** (03-2907)

\$202,000 from FEMA supplemental grant for CERT/Citizen Corps to engage citizens in volunteer efforts aimed at helping communities become safer, stronger and better prepared for preventing and handling terrorism, crime and disasters;

\$1,458,000 from FEMA supplemental grant for Emergency Operations Planning to assist local governments in updating and enhancing Emergency Operations Plans for all hazards, with special emphasis on Weapons of Mass Destruction; and
\$25,000 from the 2002 PreDisaster Mitigation Grant Program to assists governments in developing hazard mitigation plans to remain eligible for post-disaster mitigation funding.

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

13. Recommendation: Approve and instruct the Chair to sign amendment to lease agreement with the Rosalinde and Arthur Gilbert Foundation to extend the term of lease for a five-year period, at an initial annual rent of \$274,526, for continued occupancy of 60,140 rentable sq. ft. for the Departments of Public Social Services, Children and Family Services, and Registrar-Recorder/County Clerk, located at 2700 S. Garfield Ave., Commerce (1), effective November 1, 2003; authorize the Chief Administrative Officer, the Directors of Public Social Services and Children and Family Services, and the Registrar-Recorder/County Clerk to implement the project; and find that amendment to lease is exempt from the California Environmental Quality Act. (03-2906)

APPROVED; ALSO APPROVED AGREEMENT NO. 66751, SUPPLEMENT 1

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

AGRICULTURAL COMMISSIONER/WEIGHTS AND MEASURES (5) 14

14. Recommendation: Approve and instruct the Chair to sign amendment to Wyden Agreement with the U.S. Forest Service in amount of \$178,672, 100% revenue offset, for the Department to remove and treat the invasive weed Arundo in the upper Santa Clara River in San Francisquito and Soledad Canyons on Forest Service controlled lands within the County, effective October 1, 2003 through March 31, 2004; and authorize the Agricultural Commissioner/Director of Weights and Measures to amend the agreement in amount not to exceed 10% of the original contract amount. (03-2891)

APPROVED; ALSO APPROVED AGREEMENT NO. 74632

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

CHILD SUPPORT SERVICES (1) 15

15. Recommendation: Approve and instruct the Chair to sign two agreements with California Department of Child Support Services (DCSS), to provide DCSS the services and expertise of two Department employees, one Child Support Officer III and one Paralegal, at contract costs not to exceed \$137,889.95 and \$155,580.85 respectively, offset by Federal and State reimbursement, to support the Child Support Program and the California Child Support Automation System Project, by bringing a local perspective into the design of a common Statewide system for tracking and enforcement of child support, effective September 1, 2003 through June 30, 2005; and approve appropriation adjustment in amount of \$134,000, to appropriate State and Federal funding for reimbursement of the consulting costs of two Department employees. **4-VOTES** (03-2899)

APPROVED; ALSO APPROVED AGREEMENT NOS. 74631 AND 74633

[See Supporting Document](#)
[Video](#)

Absent: None

Vote: Unanimously carried

CHILDREN AND FAMILY SERVICES (1) 16 - 17

16. Recommendation: Authorize the Director to transfer to the Community Development Commission funds for the salary and benefits of one Housing Specialist, in amount of \$99,900 in Independent Living Program funds for Fiscal Year 2003-04, and \$99,900 annually for the next two fiscal years, contingent upon allocation of funds for the position in the Department's 2004-05 and 2005-06 Fiscal Year budgets, up to a maximum of \$299,700; and authorize the Director to execute any and all documents necessary to complete the annual transfer to fund a Housing Specialist. (Continued from meeting of 10-08-03 at the request of the Board)
(Relates to Agenda No. 1-D) (03-2840)

REFERRED BACK TO THE DEPARTMENT

[See Supporting Document](#)
[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Common Consent

17. Recommendation: Approve form amendment to amend agreements with licensed foster care providers for Emergency Shelter Care (ESC) services to extend terms through March 31, 2004; authorize the Director to execute the form amendment to extend the terms with various providers, and to change the number and/or category of available ESC beds for providers, financed using 85% State and Federal funding and a 15% net County cost of \$23,010; also approve use of form agreement terminating March 31, 2004 should there be a need for additional ESC beds and change in the categories of ESC beds as a result of a change in the population of children taken

into protective custody; authorize the Director to execute the form agreement and amendments to existing agreements with current providers to increase or decrease the agreement amounts by up to 200% of the current agreement amounts to accommodate a change in the number and/or category of beds if needed due to a change in the population of children taken into protective custody, provided the number of beds does not exceed six beds per provider, with a cost not to exceed \$484,100, financed using 85% in State and Federal funding and a 15% net County cost of \$72,615. (03-2903)

APPROVED

[See Supporting Document](#)
[Video](#)

Absent: None

Vote: Unanimously carried

HEALTH SERVICES (Committee of Whole) 18 - 22

18. Recommendation: Accept a Notice of Grant Award (NGA) for the Refugee Preventive Health Program (RPHP) from the California Department of Health Services (CDHS), in amount of \$130,000, effective August 1, 2003 through June 30, 2004, with two one-year automatic renewals through June 30, 2006, contingent upon an annual appropriation of funds from the Federal Office of Refugee Resettlement (FORR); approve appropriation in amount of \$130,000 to cover unbudgeted RPHP expenditures for Fiscal Year 2003-04; and authorize the Director to take the following related actions: **4-VOTES** (03-2893)

Accept subsequent NGAs from the CDHS, for Fiscal Years 2004-05 and 2005-06, which do not exceed 25% of the base award for project year 2003-04;

Execute amendments to the NGA for the RPHP for Fiscal Years 2003-04, 2004-05 and 2005-06, which do not exceed 25% of the base award for each project year;

Fill three new Full Time Equivalent positions for one Public Health Nurse and two Student Professional Workers, to provide support for the RPHP, in excess of what is provided for in the Department's staffing ordinance, subject to allocation by the Department of Human Resources;

Accept an NGA from CDHS in amount of \$1,100,000, for the Refugee Health Assessment Program, effective October 1, 2003 through September 30, 2004;

Accept subsequent NGAs from CDHS, for three subsequent years through September 30, 2006, which do not exceed 25% of the base award for CDHS project year 2003-04; and

Execute amendments to the NGA for the RHAP for the CDHS project years 2003-04, 2004-05 and 2005-06, which do not exceed 25% of the base award for each project year.

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

19. Recommendation: Terminate for default, agreement with Health, Education & Leadership for People, Inc., for Drug/Medi-Cal Alcohol and Drug Services; and instruct the Director to provide a Notice of Default to the contractor. (03-2897)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

20. Recommendation: Approve and instruct the Director to sign amendment to residential/emergency housing and residential/transitional housing agreements with JWCH Institute, Inc. (JWCH) and Weingart Center Association (WCA), for the assignment of rights and delegation of duties from WCA to JWCH for continued provision of HIV/AIDS housing services, effective upon Board approval through February 29, 2004. (03-2896)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

21. Recommendation: Approve and instruct the Director to sign amendment to agreement with Cerritos Community College District to add El Monte Comprehensive Health Center as a new training site for provision of observational and practical experience for dental hygiene students. (03-2894)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

22. Recommendation: Approve and instruct the Chair to sign the Bylaws of the Attending Staff Association of LAC+USC Medical Center as amended, effective upon Board approval and continuing for an indefinite period of time, with no fiscal impact. (03-2898)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

PARKS AND RECREATION (2) 23 - 24

- 23.** Joint recommendation with the Chief Administrative Officer: Approve appropriation adjustment to reallocate appropriation among the four play area projects at Farnsworth Park, Hasley Canyon Park, George Lane Park and Del Valle Park (5), and realign project cost estimates within the approved State Proposition 12 Per Capita grant of \$500,000, as follows: (03-2934)

Increase appropriation and revenue by \$24,000 for Farnsworth Park, C.P. No. 86620, for a total revised project cost of \$149,000;

Decrease appropriation and revenue by \$34,000 for Hasley Canyon Park, C.P. No. 86621, for a total revised project cost of \$91,000;

Increase appropriation and revenue by \$44,000 for George Lane Park, C.P. No. 86622, for a total revised project cost of \$169,000; and

Decrease appropriation and revenue by \$34,000 for Del Valle Park, C.P. No. 86623, for a total revised project cost of \$91,000.

REFERRED BACK TO THE DEPARTMENT

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Common Consent

- 24.** Recommendation: Authorize payment of \$1,000 per month, by the California Arboretum Foundation, to Tim Phillips, Superintendent, Arboretum, to supplement his County salary as compensation for his efforts as Acting Executive Officer of the Los Angeles County Arboretum & Botanic Garden, effective upon Board approval not to be paid longer than 12 months or should Mr. Phillips have a change in assignment or status, whichever occurs first. (03-2886)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

PROBATION (1) 25

- 25.**Recommendation: Approve and authorize the Chief Probation Officer to negotiate, finalize and execute a contract with Starlings Volleyball Clubs, USA, in amount of \$137,300, fully offset by Juvenile Justice Crime Prevention Act funds, to provide gender-specific volleyball/academic program services, effective upon Board approval through June 30, 2004; also authorize the Chief Probation Officer to approve the addition or replacement of any agency subcontracting with Starlings Volleyball Clubs, USA, and to execute modifications to the contract to extend the term for up to two additional 12-month periods, in amount not to exceed \$137,300 for each term, contingent on continued legislative funding; and authorize the Chief Probation Officer to execute modifications to the contract not to exceed 25% of the total contract cost and/or 180 days to the period of performance. (03-2912)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

PUBLIC WORKS (4) 26 - 37

- 26.**Recommendation: Approve and instruct the Director to sign amendment to agreement with Advance Building Maintenance Company to extend term on a month-to-month basis for up to six months for janitorial services at the Department's facilities in Altadena, Baldwin Park, Irwindale and Pasadena (1 and 5); and authorize the Director to encumber \$18,663.48 plus 15% for additional, extraordinary or as-needed janitorial services that may be identified, pending completion of a solicitation process. (Continued from meeting of 9-30-03 at the request of the Director) (03-2756)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 27.** Joint recommendation with the Chief Administrative Officer and the County Librarian: Consider and approve Mitigated Negative Declaration (MND) for the Acton/Agua Dulce Library project, Specs. 6525, C.P. 77453 (5); find that the project will not have a significant effect on the environment and that the MND reflects the independent judgement of the County; adopt the Mitigation Monitoring and Reporting Program to ensure compliance with project changes and conditions adopted to mitigate or avoid significant environmental effects; authorize the Chair to sign the Donation Agreement to acquire 1.492 acres of unimproved real property from the Brevidore Family Partnership, located in the unincorporated community of Acton; authorize the Chief Administrative Officer to open and manage escrow and execute any required documentation to complete the transfer of title to the County and accept the deed conveyance title to the County; authorize the Auditor-Controller to issue warrants as directed by the Chief Administrative Officer for escrow, title insurance, and any related transactional costs, which are estimated not to exceed \$10,000; and instruct the Assessor to remove subject real property from the tax roll effective upon the transfer of title. (03-2916)

ADOPTED; ALSO APPROVED AGREEMENT NO. 74630

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 28.** Recommendation: Award and authorize the Director to execute contract with Los Angeles Times Communications, L.L.C., for the "Plan-It Earth, Times-In-Education Program," which provides a program for sixth-through ninth-grade classrooms to receive free copies of the Los Angeles Times to use for educational purposes including researching and writing articles about environmental issues for publication in the newspaper, effective upon Board approval through August 31, 2004, with four one-year options to renew for a total contract period of five years; authorize the Director to annually encumber \$40,000 for the project and to renew the contract for the four one-year renewal options. (03-2900)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 29.** Recommendation: Approve and instruct the Chair to sign amendment to cooperative agreement with the California State Polytechnic University, Pomona, for the Cal Poly Pomona Road Rehabilitation Project (1 and 5), which provides for the State to finance all project costs not eligible to be paid from or which may exceed the Federal grant funds. (03-2901)

APPROVED AGREEMENT NO. 74440, SUPPLEMENT 1

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 30.** Recommendation: Amend action approved by the Board on October 8, 2002, Synopsis No. 27, which allowed the Director to execute consultant services agreements with various contractors for environmental services to allow funding for the contracts to be made available from County Waterworks District No. 29, Malibu, Accumulative Capital Outlay Fund, N33 and County Waterworks District No. 40, Antelope Valley, Accumulative Capital Outlay Fund, N64, to allow Department to meet the needs of the County Waterworks Districts in addition to the needs of the County Flood Control District and the Road Fund. (03-2895)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 31. Recommendation:** Consider and approve the Negative Declaration (ND) for the proposed project to construct a Liberty Canyon Channel-invert access ramp at PD 572, City of Agoura Hills (3); concur that the project with the proposed mitigation measures will not have a significant effect on the environment or adverse effect on wildlife resources; and find that the ND reflects the independent judgement of the County; adopt the Reporting Program to ensure compliance with the project and conditions adopted to mitigate or avoid adverse effects on the environment; approve and authorize the Director to carry out the project and to complete and file a Certificate of Fee Exemption. (03-2902)

CONTINUED ONE WEEK TO OCTOBER 21, 2003

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Common Consent

- 32. Recommendation:** Adopt findings and orders of the Building Rehabilitation Appeals Board which provide for abatement of public nuisance at the following locations: (03-2913)

1260 N. Hicks Ave., Los Angeles (1)
214 N. Eastern Ave., Los Angeles (1)
824 N. Hicks Ave., Los Angeles (1)
6007 Converse Ave., Los Angeles (1)
566 Peckham Dr., Los Angeles (1)
14632 S. Corlett Ave., Compton (2)
9617 Laurel Ave., Los Angeles (2)
9304 Baird Ave., Los Angeles (2)
2612 East 132nd Street, Compton (2)
14423 S. Keene Ave., Compton (2)
8806 Beach St., Los Angeles (2)
8804 Beach St., Los Angeles (2)
2129 Mountain Ave., Duarte (5)

ADOPTED

[See Supporting Document](#)

[See Supporting Document](#)

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 33. Recommendation:** Find that easements for storm drain purposes and appurtenant structures are no longer required for present or prospective public use; adopt resolution of summary vacation to vacate storm drain easements and appurtenant structures west of McBean Parkway, Santa Clarita (5); and find that action is exempt from the California Environmental Quality Act. (03-2909)

ADOPTED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 34. Recommendation:** Award and instruct the Director to prepare and execute the following construction contracts: (03-2935)

Project ID No. RDC0014330 - Norwalk Blvd. at Aeolian St., et al., vicinities of Santa Fe Springs and Whittier (1 and 4), to Moore Electrical Contracting, Inc., in amount of \$123,696.55

Project ID No. RMD1446007 - Parkway Tree Trimming, Road Division 416, 2003-04, vicinity of Hacienda Heights (4), to George Salinas Tree Preservation, in amount of \$37,224.00

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 35. Recommendation:** Find that the requested changes in work have no significant effect on the environment and approve the following construction contracts: (03-2936)

Project ID No. APT4088895 (Capital Project GPC88895) -
General William J. Fox Airfield Apron Pavement Rehabilitation,
City of Lancaster (5), Asphalt Construction Co., Inc., in amount of
\$40,700.00

Project ID No. RDC0012984 (LHP) - Angeles National Forest Intelligent
Transportation System Communications Project, in the North County Area
(5), HSQ Technology, Inc., in amount of \$15,703.79

Project ID No. RMD5567091 - Guyon Ave., et al., vicinities of Palmdale and
Acton (5), Granite Construction Company, Inc., in amount of \$25,000.00

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

**36. Recommendation: Ratify changes and accept completed contract work for the
following construction projects: (03-2937)**

Project ID No. RDC0012141 - Rosemead Blvd., vicinities of Pico Rivera and
Downey (1 and 4), Dynalectric, with a final contract amount of \$174,669.94

Project ID No. RDC0013486 - Lake Ave., City of Pasadena (5),
L.A. Signal, Inc., with a final contract amount of \$486,230.52

Project ID No. RDC0013723 - Hacienda Blvd., vicinity of Hacienda Heights
(4), Alliance Streetworks, Inc., with changes amounting to a credit of
\$22,773.50, and a final contract amount of \$314,091.00

Project ID No. RMD1776800 - Azusa, Covina, and Claremont Street
Sweeping, in the east area of the County (1 and 5), R. F. Dickson Company,
Inc., with a final contract amount of \$497,338.20

CC 7597 - south and west Whittier Street Sweeping, vicinities of
Santa Fe Springs and Whittier (1 and 4), Nationwide Environmental
Services, with a final contract amount of \$1,261,064.14

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 37.** Recommendation: Approve final map for Tract Nos. 44327 and 44327-01, vicinity of Chatsworth (5), and accept dedications as indicated on said final maps. (03-2911)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

SHERIFF (3) 38

- 38.** Recommendation: Transfer funds from Services and Supplies to reimburse the Sheriff's Special Appropriation Fund in amount of \$4,548.62. (03-2892)

APPROVED

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

MISCELLANEOUS COMMUNICATION 39

- 39.** Los Angeles County Claims Board's recommendation: Authorize settlement of case entitled, Diego Delgado-Hernandez, a minor by and through his Guardian Ad Litem, Olga Delgado-Hernandez, Olga Delgado-Hernandez, Candido Hernandez v. County of Los Angeles, Los Angeles Superior Court Case No. PC 027 485, in amount of \$1,500,000, plus assumption of the Medi-Cal Lien not to exceed \$51,601.91; and instruct the Auditor-Controller to draw warrants to implement this settlement from the Department of Health Services' budget. (Continued from the meetings of 9-30-03 and 10-08-03 at the request of County Counsel) (03-2723)

APPROVED

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

MISCELLANEOUS

- 40.** Additions to the agenda requested by Board members and the Chief Administrative Officer, which were posted more than 72 hours in advance of the meeting, as indicated on the green supplemental agenda.

- 40-A.** Recommendation as submitted by Supervisor Burke: Proclaim the week of October 19 through 25, 2003 as "Childhood Lead Poisoning and Prevention Week," throughout Los Angeles County; and encourage parents of young children to take every precaution to protect children from lead exposure. (03-2970)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 40-B.** Recommendation as submitted by Supervisor Knabe: Instruct the Chief Administrative Officer to compile a list of affected departments forced to implement unfunded mandates handed down by the State Legislature, and the net County cost of all nonessential State mandates, and report back to the Board within 15 days. (03-2983)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 40-C.** Recommendation as submitted by Supervisor Antonovich: Instruct the Chief Administrative Officer to provide an assessment of the County's Legislative Advocates in Sacramento, including recommendations on any changes that may need to take place reflective of the State's change in administration. (03-2938)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 41.** Items not on the posted agenda, to be presented and (if requested) referred to staff or placed on the agenda for action at a future meeting of the Board, or matters requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.

- 41-A.** Recommendation as submitted by Supervisor Burke: Make a finding pursuant to Government Code Section 54954.2(b)(2) that there is a need to take immediate action and that the need for action came to the attention of the Board subsequent to the agenda being posted as specified in subdivision (a); and instruct the Director of Health Services to work with County Counsel to review the issues associated with the placement of King/Drew Medical Center residents, such as the availability of residency positions in the Department of Health Services and other

hospitals; costs associated with the placement of these residents; the steps necessary to resolve these placements; and report back to the Board within two weeks on the options that exist and the issues that need to be taken into account. (03-2991)

APPROVED

[Video](#)

[See Final Action](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

41-B. Recommendation as submitted by Supervisor Molina: Instruct County Counsel to investigate the possibility of developing a policy that would exclude people who are disrupting Board meetings; or that any person who disrupts a Board meeting would not have the opportunity to return for 90 days. (03-3005)

APPROVED

[See Final Action](#)

Absent: None

Vote: Common Consent

42. Recommendations by individual Supervisors to establish, extend or otherwise modify cash rewards for information concerning crimes, consistent with the Los Angeles County Code.

42-A. Recommendation as submitted by Supervisor Antonovich: Extend the \$5,000 reward for any information leading to the arrest and conviction of the person or persons responsible for the murder of Marshall Garrison who was shot and killed outside of Schooner's Restaurant and Bar located at 43807 15th Street West on Sunday, April 21, 2002 at approximately 12:40 a.m., in the City of Lancaster. (03-2989)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent:

None

Vote:

Unanimously carried

42-B. Recommendation as submitted by Supervisor Antonovich: Extend the \$5,000 reward for any information leading to the arrest and conviction of the person or persons responsible for the murder of Antonio Ramirez IV who was shot and killed near the intersection of Vineland Ave. and Giordano Ave., in the unincorporated La Puente area, on Saturday, September 14, 2002 at approximately 12:22 a.m. (03-2990)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent:

None

Vote:

Unanimously carried

44. Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

NO MEMBERS OF THE PUBLIC ADDRESSED THE BOARD. (03-2997)

45. Adjourning Motions

On motions duly seconded and unanimously carried, the meeting was adjourned in memory of the following persons:

Supervisor Burke

Walter Hightower

Captain Sharon Madison

Supervisor Knabe

Les Berry

Beverly Brines

John "Jack" Lyon
Dorothy Moshenrose
Mary Lou Tedford

Supervisor Antonovich and All Board Members

H. Keith Byram
Bill Shoemaker

Supervisors Antonovich and Knabe

John David McKeon

Supervisor Antonovich

Douglas Fang
Evelyne G. Fidler
Paul Leo Freese, Sr.
Warren G. Greene
Donald Hough
Alfred T. Smith
Sherman Smith, Sr.
Suyeki "Kay" Yoshinaga (03-2995)

ITEMS CONTINUED FROM PREVIOUS MEETINGS FOR FURTHER

DISCUSSION AND ACTION BY THE BOARD

A-2. Continue local emergencies as a result of the discovery of an infestation of fruit flies, as proclaimed on August 8, 1989 and May 10, 1990; also continue local emergency as a result of a fire started on September 22, 2002 in the Williams Canyon Area in the foothills of the eastern San Gabriel Valley, as proclaimed by the Chair on September 25, 2002 and ratified by the Board on October 1, 2002. **Documents on file in Executive Office.**

REVIEWED AND CONTINUED

CLOSING 46

46. Open Session adjourned to Closed Session at 2:53 p.m. following Board Order No. 45 to:

CS-3

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Wildlife WayStation v. County of Los Angeles; Los Angeles County Fire Department, U.S. District Court Case No. 03-3491 FMC (Mcx)

This is a lawsuit against the County and the County Fire Department seeking damages and injunctive relief for alleged violation of civil rights.

CS-4.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

County of Los Angeles, et al. v. Association for Los Angeles Deputy Sheriffs, et al., Los Angeles Superior Court Case No. BC 303322 (Transferred to Orange County Superior Court)

This is a lawsuit brought by the County against the Association for Los Angeles Deputy Sheriffs for injunctive relief from strike activity by Deputy Sheriffs.

CS-6.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Deborah Miles, et al. v. County of Los Angeles, et al., U.S. District Court Case No. CV 02-03932 DT

This is a class action lawsuit in which plaintiffs contend that the County and the Superior Court have failed to provide physical access to County courthouses for persons with mobility and manual dexterity disabilities.

CS-7.

Consider candidates to the position titled: Independent Contractor/Special Counsel, pursuant to Government Code Section 54957.

CS-8.

Consider Department Head performance evaluations, pursuant to Government Code Section 54957.

Closed Session convened at 3:03 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Yvonne Brathwaite Burke,

Chair presiding.

Closed Session adjourned at 4:57 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Yvonne Brathwaite Burke, Chair presiding.

The meeting was adjourned following Board Order No. 45 at 4:57 p.m. The next regular meeting of the Board will be Tuesday, October 21, 2003, at 9:30 a.m. (03-2998)

The foregoing is a fair statement of the proceedings of the meeting held October 14, 2003, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Violet Varona-Lukens, Executive Officer
Executive Officer-Clerk
of the Board of Supervisors